

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

**04CR 10149 RWZ**

UNITED STATES OF AMERICA )

) CRIMINAL NO.

v. )

) VIOLATIONS:

) Count One: 8 U.S.C. § 1326

) (Illegal Re-entry of

JOSE LUIS CRUZ, a/k/a, )

) (Deported Alien)

GEORGE EVANGELISTA QUESADA )

) Count Two: 18 U.S.C. § 1542

) (False Statements in Passport

) Application)

) Count Three: 42 U.S.C. § 408

) (False Representation of

) Social Security Account

) Number)

INDICTMENT

COUNT ONE: 8 U.S.C. § 1326 -- Illegal Re-entry of Deported Alien

The Grand Jury charges that:

On or about February 2, 2004, at Lynn, in the District of  
Massachusetts,

**JOSE LUIS CRUZ, a/k/a  
GEORGE EVANGELISTA QUESADA,**

defendant herein, being an alien and having been excluded,  
deported and removed from the United States, was found in the  
United States without having received the express consent of the  
United States Attorney General prior to March 1, 2003, or the  
express consent of the Secretary of the Department of Homeland  
Security on and after that date, to reapply for admission to the

United States.

All in violation of Title 8, United States Code, Sections 1326(a) and (b) and Title 6, United States code, Sections 202(3) and (4) and Section 551.

COUNT TWO: 18 U.S.C. § 1542 -- False Statements in Passport Application

The Grand Jury further charges that:

On or about September 3, 2002, at Santo Domingo, in the Dominican Republic,

**JOSE LUIS CRUZ, a/k/a  
GEORGE EVANGELISTA QUESADA,**

defendant herein, did willfully and knowingly make false statements in an application for passport with intent to induce and secure the issuance of a passport under the authority of the United States, for his own use, contrary to the laws regulating the issuance of passports and the rules prescribed pursuant to such laws.

All in violation of Title 18, United States Code, Section 1542.

COUNT THREE: 42 U.S.C. § 408 -- False Representation of Social Security Account Number

The Grand Jury further charges that:

On or about September 3, 2002, at Santo Domingo, in the Dominican Republic,

**JOSE LUIS CRUZ, a/k/a  
GEORGE EVANGELISTA QUESADA,**

defendant herein, for the purpose of obtaining a benefit and a thing of value to which he was not entitled, to wit, the issuance of a United States passport, did, with intent to deceive, falsely represent a number to be the social security account number assigned by the Commissioner of Social Security to him, when in fact such number is not the social security account number assigned by the Commissioner of Social Security to him.

All in violation of Title 42, United States Code, Section 408.

A TRUE BILL

  
FOREPERSON OF THE GRAND JURY

  
ROBERT E. RICHARDSON  
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; 5-12, 2004 @ 3:41 PM

Returned into the District Court by Grand Jurors and filed.

  
DEPUTY CLERK

## Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: Boston Category No. II Investigating Agency ICECity Lynn

## Related Case Information:

County Essex

Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_

Same Defendant \_\_\_\_\_ New Defendant \_\_\_\_\_

Magistrate Judge Case Number \_\_\_\_\_

Search Warrant Case Number \_\_\_\_\_

R 20/R 40 from District of \_\_\_\_\_

## Defendant Information:

Defendant Name Jose Luis Cruz Juvenile: ☐ Yes ☒ NoAlias Name George Evangelista Quesada

Address \_\_\_\_\_

Birthdate: \*\*/\*\*/77 SS # \*\*\*-\*\*-3471 Sex: M Race: H Nationality Dominican Rep.

Defense Counsel if known: \_\_\_\_\_ Address \_\_\_\_\_

Bar Number \_\_\_\_\_

## U.S. Attorney Information:

AUSA Robert E. Richardson Bar Number if applicable \_\_\_\_\_Interpreter: Yes ☒ No ☐ List language and/or dialect: \_\_\_\_\_Matter to be SEALED: ☐ Yes ☐ No☒ Warrant Requested☐ Regular Process

In Custody

## Location Status:

Arrest Date \_\_\_\_\_

☒ Already in Federal Custody as of 4/20/04 in ICE administrative detention☐ Already in State Custody at \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: \_\_\_\_\_ on \_\_\_\_\_Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 3

Continue on Page 2 for Entry of U.S.C. Citations

☐ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 5/12/04Signature of AUSA: Robert E. Richardson

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant Jose Luis Cruz, a/k/a George Evangelista Quesada

## U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>8 U.S.C. 1326</u>	<u>Illegal Re-entry After Deportation</u>	<u>1</u>
Set 2	<u>18 U.S.C. 1542</u>	<u>False Statements in Passport Application</u>	<u>2</u>
Set 3	<u>42 U.S.C. 408</u>	<u>False Representation of Social Security Number</u>	<u>3</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: \_\_\_\_\_  
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